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Filed via ECF

The Honorable Nicholas G. Garaufis
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: United States v. Douglass Mackey, Criminal Docket No. 21-0080 (NGG)

Dear Judge Garaufis:

Subject to the Court's approval, I will appear as counsel of record for Douglass Mackey in the above-referenced case in place of current counsel of record and will shortly file a notice of appearance.

Earlier today, I spoke with Assistant United States Attorneys Paulsen, Olaniyan and Gullotta. If the Court accepts my appearance as substitute counsel, I propose the following revised schedule, with the government's consent, for briefing of Mr. Mackey's motions for particulars and dismissal to afford me time to review discovery and learn the case:

1. *Mr. Mackey's motion for a bill of particulars.*

Mr. Mackey hereby requests permission to withdraw his previously-filed motion for a bill of particulars [Docket No. 25] and proposes the following schedule to which the government consents:

March 10 My motion for a bill of particulars on Mr. Mackey's behalf;

April 7 The government's response;

April 18 Mr. Mackey's reply;

Oral argument on the motion to be scheduled by the Court (government counsel requests that argument be scheduled for the week of April 25, but not April 29).

2. *Mr. Mackey's motion for dismissal (proposed with the government's consent)*

May 23 Mr. Mackey's motion to dismiss;

June 22 The government's response;

June 29 Mr. Mackey's reply;

Oral argument to be scheduled by the Court.

I am mindful that a defendant's requested substitution of counsel extends the duration of a case. I assure the Court that my efforts to get up to speed are underway and will continue apace.

The Court previously identified a number of bases to exclude time under the Speedy Trial Act, and Mr. Mackey and I consent to the additional basis occasioned by this requested substitution.

I very much appreciate the Court's consideration.

Respectfully submitted,

/s/ Andrew J. Frisch
Andrew J. Frisch

cc: AUSA Erik Paulsen
AUSA Olatokunbo Olaniyan
AUSA William Gullotta